

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**
 BY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT  
☐ SUPERSEDING
**OFFENSE CHARGED**
 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(iii) - Possession With  
 Intent To Distribute Crack Cocaine;  
 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C) - Possession With  
 Intent To Distribute Crack Cocaine

☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony

PENALTY: SEE ATTACHMENT

**E-filing**

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

**FILED****JUL 16 2008****DEFENDANT - U.S.**

MONLETO LAMONT HOLLY

 RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND

DISTRICT COURT NUMBER

**CRO8-469****SBA****PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

Federal Bureau of Investigation

☐ person is awaiting trial in another Federal or State Court,  
 give name of court

☐ this person/proceeding is transferred from another district  
 per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of  
 charges previously dismissed  
 which were dismissed on motion  
 of:

☐ U.S. ATTORNEY ☐ DEFENSE
SHOW  
DOCKET NO.
☐ this prosecution relates to a  
 pending case involving this same  
 defendant
MAGISTRATE  
CASE NO.
☐ prior proceedings or appearance(s)  
 before U.S. Magistrate regarding this  
 defendant were recorded under

4:08-70360 WDB

Name and Office of Person

Furnishing Information on this form JOSEPH P. RUSSONIELLO
☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned) JAMES C. MANN, AUSA**DEFENDANT****IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

 1) ☐ If not detained give date any prior  
 summons was served on above charges
2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☒ On this charge5) ☐ On another conviction
☐ Federal ☐ State
6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

 Has detainer ☐ Yes  
 been filed? ☐ No

 If "Yes"  
 give date  
 filed
DATE OF  
ARREST

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

DATE TRANSFERRED  
TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted
**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**
☐ SUMMONS ☒ NO PROCESS\* ☐ WARRANT

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

Bail Amount: \_\_\_\_\_

 \* Where defendant previously apprehended on complaint, no new summons or  
 warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments:

**ATTACHMENT TO PENALTY SHEET FOR MONLETO LAMONT HOLLY**

**Count 1:** 21 U.S.C. §§ 841(a)(1), (b)(1)(B)(iii) - Possession With Intent To Distribute A Schedule II Controlled Substance (Cocaine Base).

*If 851 Information alleging prior felony narcotics conviction filed:*

- |     |                     |  |
|-----|---------------------|--|
| (1) | Imprisonment:       | Maximum Life Imprisonment<br>Mandatory Minimum 10 Years Imprisonment |
| (2) | Fine:               | Maximum \$4,000,000  |
| (3) | Supervised Release: | Maximum Lifetime<br>Mandatory Minimum 8-Year Term                    |
| (4) | Special Assessment: | \$100.00   |

*If 851 Information alleging prior felony narcotics conviction not filed:*

- |     |                     |   |
|-----|---------------------|---|
| (1) | Imprisonment:       | Maximum 40 Years Imprisonment<br>Mandatory Minimum 5 Years Imprisonment |
| (2) | Fine:               | Maximum \$2,000,000   |
| (3) | Supervised Release: | Maximum Lifetime<br>Mandatory Minimum 4-Year Term.                      |
| (4) | Special Assessment: | \$100.00  |

United States District Court

FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

VENUE: OAKLAND

**FILED**

JUL 16 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

**CRO8-469 SBA**

UNITED STATES OF AMERICA,

v.

E-filing

MONLETO LAMONT HOLLY,

DEFENDANT(S).

**INDICTMENT**

21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(iii) – Possession With Intent  
To Distribute Crack Cocaine;

21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C) – Possession With Intent  
To Distribute Crack Cocaine

A true bill.

*Frei*  
Deputy Foreman

Filed in open court this 16<sup>th</sup> day of

July 2008

*Trapp*  
Clerk

Bail, \$

*7/16/08*

JOSEPH P. RUSSONIELLO (CABN 44332)  
United States Attorney

E-filing

**FILED**

JUL 16 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
MONLETO LAMONT HOLLY,  
Defendant.

**CR08-469 SBA**

VIOLATIONS: 21 U.S.C. §§ 841(a)(1) and  
841(b)(1)(B)(iii) – Possession With Intent  
To Distribute Crack Cocaine; 21 U.S.C. §§  
841(a)(1) and 841(b)(1)(C) – Possession  
With Intent To Distribute Crack Cocaine

OAKLAND VENUE

INDICTMENT

The Grand Jury charges:

COUNT ONE: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(iii) – Possession With Intent To  
Distribute Crack Cocaine)

On or about May 26, 2007, in the Northern District of California, the defendant,  
MONLETO LAMONT HOLLY,  
knowingly and intentionally possessed with intent to distribute a Schedule II controlled  
substance, namely, approximately 21.2 grams of a mixture and substance containing a detectable  
amount of cocaine base in the form of “crack,” in violation of Title 21, United States Code,  
Sections 841(a)(1) and 841(b)(1)(B)(iii).

INDICTMENT

COUNT TWO: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(B)(iii) – Possession With Intent To Distribute Crack Cocaine)

On or about April 23, 2008, in the Northern District of California, the defendant,  
MONLETO LAMONT HOLLY,  
knowingly and intentionally possessed with intent to distribute a Schedule II controlled substance, namely, approximately 11.5 grams of a mixture and substance containing a detectable amount of cocaine base in the form of “crack,” in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B)(iii).

COUNT THREE: (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C) – Possession With Intent To Distribute Crack Cocaine)


On or about June 5, 2008, in the Northern District of California, the defendant,  
MONLETO LAMONT HOLLY,  
knowingly and intentionally possessed with intent to distribute a Schedule II controlled substance, namely, approximately <sup>3.5 gm jxb</sup> ~~4.1~~ grams of a mixture and substance containing a detectable amount of cocaine base in the form of “crack,” in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

DATED: July 16, 2008

A TRUE BILL.

Deputy   
FOREPERSON

JOSEPH P. RUSSONIELLO  
United States Attorney

  
W. DOUGLAS SPRAGUE  
Chief, Oakland Branch

(Approved as to form:   
AUSA J.C. MANN

INDICTMENT